

**STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT**

Docket No.  
**03100198AA**

In Re Application Of: **Lidolt et al.**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/796,287	3-10-04	unknown	30743	3738	9372

Invention: **ORTHOPEDIC AID WITH A LOCKING DEVICE**

COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Check applicable statement herebelow:

**Statement Under 37 CFR 1.97(e)(1)**

- ☒ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

**Statement Under 37 CFR 1.97(e)(2)**

- ☐ No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.



*Signature*

Dated: **2-4-05**

**Michael E. Whitham**  
Reg. No. 32, 635  
Whitham, Curtis & Christofferson P.C.  
11491 Sunset Hills Road  
Suite 340  
Reston, Va. 20190  
703-787-9400  
Customer # 30743

**Certificate of Mailing by First Class Mail**

I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

(Date)

*Signature of Person Mailing Correspondence*

*Typed or Printed Name of Person Mailing Correspondence*

CC:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Lidolt et al.

Serial No. 10/796,287

Group Art Unit: 3738

Filed: 3-10-04

Examiner: unknown

For: **ORTHOPEDIC AID WITH A LOCKING DEVICE**

Commissioner for Patents

P.O. Box 1450

Alexandria, Va. 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Under the provisions of 37 C.F.R. 1.97 through 1.98 and pursuant to applicant's duty of disclosure under 37 C.F.R. 1.56, applicant respectfully brings the following documents, cited in a European Search Report for the above- identified patent application and listed on the attached form PTO-1449, to the attention of the Examiner in charge of the above-identified application. Copies of the listed documents are provided herewith for the convenience of the Examiner.

This citation does not constitute an admission that the references are relevant or material to the claims. They are only cited as constituting related art of which the applicant is aware.

I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to filing of this statement.

It is respectfully requested that the listed references be considered by the Examiner and formally made of record in this application. Please charge any deficiencies in fees and credit any overpayment of fees to Attorney's Deposit Account No. 50-2041.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'M. Whitham', written over a horizontal line.

Michael E. Whitham  
Registration No. 32,635

Whitham, Curtis & Christofferson P.C.  
11491 Sunset Hills Road  
Suite 340  
Reston, Va. 20190  
703-787-9400  
Customer # 30743

# INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

Docket Number (Optional)

03100198AA

Application Number

10/796,287

Applicant(s)

Lidolt et al.

Filing Date

3-10-04

Group Art Unit

3738

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

## U.S. PATENT APPLICATION PUBLICATIONS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

## FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO
	1	EP 0 141 640	5-15-85	Europe				✓
	2	EP 0 380 060	8-1-90	Europe				✓
	3	GB 2 280 609	2-8-95	United Kingdom				✓
	4	GB 1 386 942	3-12-73	United Kingdom				✓
	5	DE 2 314 510	10-3-75	Germany				✓

## OTHER DOCUMENTS

(Including Author, Title, Date, Pertinent Pages, Etc.)

	1	XP000679254 H. Dietl et al. "Der Einsatz von Elektronik bei Prothesen zur Versorgung der unteren Extremität" Med Orth. Tech. 117 (1997) ppg. 31-35
	2	European Search Report dated November 4, 2004

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.